

## **REMARKS**

Claims 127-133 stand rejected under 35 U.S.C. §103 as being unpatentable over Verna (US Patent 6,681,398) in view of Rostoker et al. (US Patent 5,793,416), and further in view of Leermakers (US Pub 2003/0105845). Claim 134 stands rejected under 35 U.S.C. §103(a) as being unpatentable over Hardacker (US Pub. 2002/0115454) in view of Leermakers (US Pub 2003/0105845). Claims 135-137 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Hardacker (US Pub. 2002/0115454) in view of Leermakers (US Pub 2003/0105845), and further in view of Narayanaswami (US Patent 6,657,654). Claims 138-164, and 169-175 stand rejected under 35 U.S.C. §103 as being unpatentable over Verna (US Patent 6,681,398) in view of Vaisanen et al. (US Patent 6,560,443), and further in view of Leermakers (US Pub 2003/0105845). Claims 165-168 stand rejected under 35 U.S.C. §103 as being unpatentable over Verna (US Patent 6,681,398) in view of Vaisanen et al. (US Patent 6,560,443), and further in view of Leermakers (US Pub 2003/0105845) and Monroe (US Patent 6,970,183).

Applicant's respectfully request reconsideration of the rejections to claims 127-175 in view of the amended claims.

Applicants request reconsideration over the rejection of claims 134-137 in light of the current amendment of claim 134 removing the limitation requiring an in-view camera located within a race car, in effect removing Hardacker '454 as prior art in the rejection of claims 134-137. Therefore, claims 134-137 are not anticipated by or unpatentable over Hardacker. Applicants, therefore, respectfully request that the rejection of claim 134-137 be withdrawn.

### **Claim amendments**

Independent claims 127, 134, 138, 145, 151, 164, 170, and 175 have been amended to more specifically provide that Applicants' invention uses onboard hardware in the handheld device to "parse and manipulate" media content available to venue attendees. Also, please note claim 134 has been amended to remove the limitation requiring an in-view camera located within a race car, allowing previously submitted affidavit citing provisional application to be reinstituted to establish antecedence of the instant application beyond the Hardacker '454 filing date, in effect removing Hardacker '454 as prior art in the rejection of claims 134-137.

The following claim amendments are in various incarnations of the basic premise that Verna '398 fails to disclose a hand held device with onboard circuitry exclusively responsible for

the parsing and manipulation of media content and the combination of transmitter/receiver communication signal mediums. In particular:

**Independent claim 127** is modified to include: a media content comprising of: at least one in-play camera view, venue activity statistics, venue activity interactive menu, audio feeds, event scheduling information, and encryption; and said transmitter is responsible to upload said media content to said cellular communications network to distribute to the at least one handheld device, wherein said at least one handheld device comprises said a cellular telephone with onboard hardware explicitly responsible to parse and manipulate said media content for displaying on said at least one display in said venue.

**Independent claim 134** was modified to include: a media content comprising of: at least one in-play camera view, venue activity statistics, venue activity interactive menu, audio feeds, event scheduling information, encryption; and said transmitter/receiver, compatible with said cellular telecommunications network and IEEE 802.11 frequencies transmission, and responsible to upload said media content to said cellular telecommunications network to further distribute said content to the at least one handheld device, wherein said at least one handheld device comprises said at least one cellular telephone with onboard hardware explicitly responsible to parse and manipulate said media content for displaying on said at least one display.

**Independent claim 138** was modified to include: a media content comprising of: at least one in-play camera view, venue activity statistics, venue activity interactive menu, audio feeds, event scheduling information, and encryption; and said transmitter/receiver uploading said media content to said cellular telecommunications network to distribute to the at least one handheld device, wherein said at least one handheld device comprises said at least one cellular telephone with onboard hardware explicitly responsible to parse and manipulate said media content for displaying on said at least one display.

**Independent claim 145** was modified to include: compiling media content comprising of: at least one in-play camera view, venue activity statistics, venue activity interactive menu, audio feeds, event scheduling information, and encryption; and said transmitter uploading said media content to said cellular communications network to distribute to the at least one handheld device, wherein said at least one handheld device comprises said at least one cellular

telephone with onboard hardware explicitly responsible to parse and manipulate said media content for displaying on said at least one display.

**Independent claim 151** was modified to include: compiling media content comprising of: at least one in-play camera view, venue activity statistics, venue activity interactive menu, audio feeds, event scheduling information, and encryption; and said transmitter uploading said media content to said cellular communications network to distribute to the at least one handheld device, wherein said at least one handheld device comprises said at least one cellular telephone with onboard hardware explicitly responsible to parse and manipulate said media content for displaying on said at least one display.

**Independent claim 164** was modified to include: a media content comprising of: at least one in-play camera view, venue activity statistics, venue activity data menu, audio feeds, event scheduling information, and encryption; and said transmitter/receiver responsible to upload said media content to said cellular telecommunications network to distribute to the at least one handheld device, wherein said at least one handheld device comprises said at least one cellular telephone with onboard hardware explicitly responsible to parse and manipulate said media content for displaying on the at least one display.

**Independent claim 170** was modified to include: said transmitter/receiver transmitting said at least one in-play camera view from at least one of a plurality of in-play camera locations associated with each at least one in-play camera within said entertainment venue over a cellular telecommunications network for viewing by said at least one handheld device;

media content comprising of: at least one in-play camera view, venue activity statistics, venue activity interactive menu, audio feeds, event scheduling information, and encryption; and

said transmitter/receiver is responsible to upload said media content to said cellular telecommunications network to distribute to the at least one handheld device, wherein said at least one handheld device comprises said at least one cellular telephone with onboard hardware explicitly responsible to parse and manipulate said media content for displaying on the at least one display.

**Independent claim 175** was modified to include: a transmitter/receiver to securely receive said at least one in-play camera view via IEEE 802.11 wireless frequencies and securely transmit said at least one in-play camera view over a cellular telecommunications

network to said at least one wireless hand held device comprising said at least one cellular telephone;

said at least one wireless hand held authorized by at least one security code to receive and display said at least one in-play camera view on said at least one display;

a media content comprising of: at least one in-play camera view, venue activity statistics, venue activity data menu, audio feeds, event scheduling information, encryption; and

said transmitter/receiver is responsible to upload said media content to said cellular telecommunications network to distribute to the at least one handheld device, wherein said at least one handheld device comprises said at least one cellular telephone with onboard hardware explicitly responsible to parse and manipulate said media content for displaying on the at least one display at said venue. (END CLAIM AMENDMENTS)

The amended language to all independent claims circumvent the Verna '398 disclosure since Verna '398 relies on a controller 150 and camera van 120 (see figure 1) to parse (dividing the plurality of in-play camera views via tuning means into viewable segments) the video content. Throughout the Verna disclosure and especially col. 9, lines 24-34 and as broadly outlined under the "The Identifying Means of the Selection System" heading starting in column 7, line 21, it is apparent that the controller 150 is responsible in identifying and manipulating a signal segment 112 under the control of a control signal generated by the reviewing system 220. The amended claim set specifically requires onboard hardware explicitly responsible to parse and manipulate said media content shown on the hand held device.

The applicant too finds no hint in the Verna disclosure of placing said controller 150 anywhere other than upstream of the transmission antenna 185 signifying that the reviewing system is purely a portable video monitor with very limited capabilities, as intended by Verna. Reinforcing this point further is column 4, line 18-32, which states that the signal 110 (see figure 1) comprises of instant replay images generated from a television broadcast van 120 implying that in-play video images are manipulated far from the reviewing system 220 and that the said reviewing system 220 has limited influence over the delivered media content.

The amendment criteria achieves considerable time savings by receiving all media content continuously as described on page 53, lines 14-17, of instant application, by the use of

the multiple tuners (parsing of signal) within a hand held device facilitating simultaneous signal receiving capabilities. The system embodiment described page 18, lines 3-9, and on page 56, lines 2-6, is consistent with video image processing capabilities required in amended claims, i.e., parsing and manipulating media content. And finally, please see page 33, lines 10-16 of instant application regarding support detailing system implementation in an overall network that utilizes the combination of IEEE 802.11 frequencies and cellular frequencies.

### Conclusion

Applicants submit that the pending claims in a condition for allowance. Applicants respectfully request the withdrawal of the rejections under 35 U.S.C. §103 based on the above stated amendments. Therefore, a Notice of Allowance is respectfully requested.

The Examiner is respectfully requested to contact the undersigned representative to conduct an interview in an effort to expedite prosecution in connection with the present application should there be any outstanding matters that need to be resolved in the present application.

Respectfully submitted,

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